App. F. 1A-4

File No. 135-41

Serial Nos. 1-3

Previous References.

Law 14-37 (1-15)
Mug 234-40 (5)
" 166-36 (1-2)

Later References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Three only

Part B for March '42

SUBJECT.

Remuneration Bill of Government pleader, Mysore District for services rendered in R.A. No. 64/40-41 on the file of the District Judge, Mysore { Narayana Iyengar vs. Dt. Mugrai Offr. Mys

Order No. P 4326-8 dt 20.3.1942

To

The Muzrai Commissioner
Comptroller
Govt. pleader, Mysore &c.

Sanctions the above.—

Suit

Filing of appeal to the High Court of Mysore in R.A case no 64/40-41 on the file of the District Judge Mysore

General and Revenue Secretariat | File No. 2 Law | of 194 | [App. F. III-2

Serial No.

Date of rect 24/11/41
Date of disp for 2/12/41
Copy delivered on 2/1/42

4/3

Appeal time due to Cobris on 26th March 1942

Letter no. C. 145/37-38/ dated 11th March 1942 from the Munsif Court in Mysore requesting to be furnished with the views of the Law Department as to whether there are sufficient grounds for the filing of a second appeal in the above case and also forwarding for sanction two bills of the Govt Pleader Bangalore in R.A 64/40-41 on the file of the District Judge Mysore.

Flags "A to L" Copies of Judgment and decree in the original suit as well as in the appeal are enclosed with the letter of the Munsif Commissioner

The Govt Pleader Mysore District, is of opinion that this is not a fit case for being taken up in appeal to the High Court of Mysore (vide his letter to DC-Mysore dated 2nd January 1942 flagged 'N')

The Munsif Court requests to be furnished with the views of Government as to whether there are any sufficient grounds for filing a second appeal. He also requests the sanction to the two bills of the Govt Pleader Mysore for Rs 60/- and Rs 6-15-0 respectively.

The file is submitted for orders in the first instance regarding the question of filing of Second appeal against the Judgment of the

5014

Filing of Second Appeal to the High Court.

R. A. [illegible] ... ... the District Judge, Mysore

File No. of 194 General and Revenue Secretariat

Serial No.

MAR 18 1942

9207

I have gone through the Records in the case, & from a General therein I feel that no useful purpose will be served by filing a 2nd Appeal.

Law Secretary 3 16/3/42

There is no need to file the appeals. The Bills may be passed.

Minister for Law. 2 16/3/42

SECY. L. & W. DEPT. 2243 16 MAR 1942 GOVT OF MYSORE

General and Revenue Secretariat

File No. 135- Law of 1941 [App. F. III-2

Serial No.	
2.	P.4329 / dated 20th March 1942 issued to the Mercy Court stating that this is not a fit case to waive
3.	P.4326-8 / dated 20th March 1942.

To

1) The Mercy-Court
2) The Comptroller Bhadra
3) The Govt Pleader Mysore District

Sanctions the bill of the Govt Pleader Mysore in the above case

5014/41

No. C. 145/37-38

Encl. file

From

Office of the Muzrai Commissioner
in Mysore,

Bangalore, 11th March *1942.*

Law 135-41-1

Rukn-ul-Mulk
S. ABDUL WAJID, B.A.,
Muzrai Commissioner in Mysore.

To

H. V. Narayana Rao, Esq., B.A., LL.B.
Secretary to the Government of His Highness
the Maharaja of Mysore,
Law *Department.*

SECY. L
14
GO

Sir,

R.A.No.64 of 40-41 on the file of the District Judge, Mysore. (Narayana Iyengar and others Vs. The District Muzrai Officer, Mysore.)

Hag 'K' With reference to G.O.No.P.2417-19/Law 14-37-15 dated 11-11-1940 according sanction for engaging the services of the Public Prosecutor, Mysore District, for defending the District Muzrai Officer, Mysore, in the above appeal before the District Judge, Mysore, I have the honor to forward herewith a copy of letter No.H.172 of 36 dated 21-1-1942 received Hag 'R' from the Deputy Commissioner, Mysore District, intimating that the appeal was allowed with costs, as a result of which the temple has to pay a sum of Rs 179-5-2 to the appellants, and that the Government Pleader opines that this is not a fit case for filing a second appeal. From the copy of the judgment (enclosed), it is seen that the District Judge has held that as the debt was not contracted in the interest of the joint family of the appellants, their interests in the hypothecated properties are in no way liable for the ~~properties~~ liability under the loan bond, either for the principal or for the interest. I, however, request that the legal views of Government may be kindly obtained as to whether there are grounds for filing a second appeal.

2. The Deputy Commissioner has sent two bills--one for Rs 60 and the other for Rs 6-15-0, respectively--on account of the remuneration due to the Government Pleader for his services and, of the incidental charges incurred by him. I request that both the bills may be kindly sanctioned by Government, the charges being met from the funds of Sri Lakshminarayan

a

wamy Temple at Hampapur, Krishnarajnagar Taluq.

3. Copies of judgment and decree of the District Judge, ysore, and of the Munsiff, Hunsur, are sent herewith for reference nd kind return.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissione

OFFICE OF THE DEPUTY COMMISSIONER,
MYSORE DISTRICT.

No. H.172 of 36.
Encl.

Dated, Mysore, the 21st January 1942.

From

K. SUBBA RAO, ESQ., B.A.,
Deputy Commissioner,
Mysore District, Mysore.

To

Rukn-ul-Mulk
S. ABDUL WAJID, ESQ., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

Sir,

SUBJECT:- R.A. No.64 of 40 - Narayana Iyengar and others Vs. the District Muzrai Officer, Mysore, on the file of the District Judge, Mysore.

With reference to your letter No.C.145 of 37 dated the 14th November 1940, forwarding for further action, a copy of Government Order No.2417-19/Law.14-37-15 dated the 11th November 1940, conveying sanction to the proposal to engage the services of the Public Prosecutor, Mysore Division, for defending the District Muzrai Officer, Mysore, in the above appeal, I have the honor to state that the Government Pleader has intimated that the appeal under reference has been allowed with costs and that this is not a fit case for a second appeal. Copies of judgment and decree received from him are sent herewith, for kind reference. As a result of this decision, a sum of Rs.179-5-2 will have to be paid to the appellants towards the cost awarded.

The Government Pleader has forwarded for sanction two bills, one for Rs.60/- being the legal remuneration and the other for Rs.6-10-0 being the cost incurred towards the judgment and decree copies etc. I request that sanction of Government may kindly be obtained to the bills which have been duly countersigned

I have the honor to be,
Sir,
Your most obedient servant

For Deputy Commissioner,
Mysore District.

Appen dix F G—1]

SUBJ ECT.....

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Section Land

File No. 135-41

Serial No. 2

Diary No. of letter replied to.....

No. P4329/Genc 4

To

General and Revenue Secretariat

( )

the *19*

The Municipal Commissioner

in Mysore, Bangalore.

Date of issue 20-3-42

Subject:— R.A. 64/40-41 on the file of District Judge Mysore (Narayana Iyengar and others vs the District Municipal Officer Mysore

Signed by Mr. K.P.P.

Sir,

With reference to your letter no. C.145/37-38 dated 11th March 1942, requesting to be furnished with the view of Government as to whether there are any grounds for filing a second appeal in the above case, I am directed to state that this is not a fit case in

which a second appeal may be

filed

The file of records received with

your letter under reply are herewith

returned together with a copy of

G.C. no. P.4376-B/Law 135-41-3 dated 20-3-1

Surrendering the bills of the Govt Pleader Mess

for services rendered and expenses incurr

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read:-

Letter No.C.145/37-38 dated 11th March 1942 from the Muzrai Commissioner in Mysore forwarding for sanction two bill of the Government Pleader, Mysore District for Rs.60/- (Rupees sixty only) and Rs.6-15-0 (Rupees six and annas fifteen only) f services rendered and expenses incurred in R.A.No.64/40-41 on the file of the District Judge, Mysore (Narayana Iyengar and others -vs- The District Muzrai Officer, Mysore).

O R D E R No.P. 4326-8 Law 13524

Dated, Bangalore, the 22nd March 1942.

Sanctioned. The Muzrai Commissioner in Mysore is requested to point out direct to the Comptroller the source from which the above expenditure is to be met.

Secretary to Government.
Law Department.

To--The Muzrai Commissioner in Mysore, together with one file of records and two bills.
The Comptroller to Government.
The Government Pleader, Mysore District.

ale

G. R. S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *193*

Section. Law

File No. 135-41

Serial No. 3

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 20-3-42 193

Signed by ..... Sd- K.P.P

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Read— Letter no: C.145/37-38 dated 11th March 1942 from the Munsif Commissioner in Mysore forwarding for sanction two bills of the Govt Pleader Mysore district for Rs 60/- (Rupees sixty only) and Rs 6-15-0 (Rupees six and annas fifteen only) ~~respectively~~ for services rendered and expenses incurred in R.A. no. 64/40-41 on the file of the ~~Munsif~~ District Judge Mysore (Narayana Iyengar and others Vs the District Munsif officer, Mysore)

Order no - P 4326-8 Date. 20-3-42

Sanctioned. The Munsif Commissioner in Mysore is requested

to point out direct to the Comptroller
the source from which the above
expenditure is to be met.

A Secretary

Law Dept.

1) The Municipal Commissioner
in Mysore together with one file
of records and two files.
2) The Comptroller Group
3) The Govt Reader Mysore